

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

DIANNA HESS,

Case No.: 1:12-CV-983

Plaintiff,

Judge Timothy S. Black  
Magistrate Judge Karen L. Litkovitz

vs.

MILLER PIPELINE  
CORPORATION, *et al*,

Defendants.

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**CONDITIONAL ORDER OF DISMISSAL**

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The Court having been advised by Magistrate Judge Karen L. Litkovitz that this case has successfully mediated and settled in the Court's presence;

It is **ORDERED** that this action is hereby **DISMISSED** with prejudice, provided that any of the parties may, upon good cause shown within 60 days, move to reopen the action if settlement is not consummated. Also, if desired, the parties may timely move to substitute a judgment entry contemplated by the settlement agreement.

The Court expressly and explicitly retains jurisdiction to enforce the settlement agreement of the parties.

**IT IS SO ORDERED.**

Dated: 10/1/2013

/s/Timothy S. Black  
Timothy S. Black  
United States District Judge